

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

IMPLICIT, LLC,

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*Plaintiff,*

V.

## NETSCOUT SYSTEMS, INC.,

**§ CIVIL ACTION NO. 2:18-CV-00053-JRG**

*Defendant.*

**MINUTES FOR JURY TRIAL DAY FIVE  
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP  
December 13, 2019**

**OPEN: 8:05 a.m.**

**ADJOURN: 1:15 p.m.**

ATTORNEYS FOR PLAINTIFF:	See attached.
ATTORNEYS FOR DEFENDANTS:	See attached.
LAW CLERKS:	Taylor Fitzner Christian Chessman
COURT REPORTER:	Shelly Holmes, CSR-TCRR
COURTROOM DEPUTY:	Jan Lockhart

<u>TIME</u>	<u>MINUTES</u>
8:05 a.m.	Court opened. Exhibits used prior day read into the record by Messrs. Wilson and Lang.
8:12 a.m.	Jury returned to the courtroom. Court's charge to Jury.
8:49 a.m.	Closing argument by Mr. Davis for Plaintiff.
9:03 a.m.	Closing argument by Mr. Hurt for Plaintiff.
9:22 a.m.	Closing argument by Mr. Buresh for Defendant.
9:53 a.m.	Closing argument by Mr. Gillam for Defendant.
10:03 a.m.	Closing argument by Mr. Davis for Plaintiff.
10:11 a.m.	Final instructions to Jury.
10:16 a.m.	Jury retired to deliberate.
10:18 a.m.	Recess.
11:52 a.m.	Court reconvened. Note received. PTX 381 delivered to Jury.
11:57 a.m.	Recess.

<u>TIME</u>	<u>MINUTES</u>
1:08 p.m.	Court reconvened. Jury note received indicating a verdict had been reached.
1:09 p.m.	Jury returned to the Courtroom. Verdict read by Court. Jurors polled representing a unanimous verdict.
1:15 p.m.	Jurors released. Court adjourned.